

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

WESTERN DIVISION

FILED

FEB 04 2010

 **CLERK**

UNITED STATES OF AMERICA,

CR. 09-50018-RHB

Plaintiff,

vs.

ORDER GRANTING
CONTINUANCE

BILLY J. SEXTON, JR.,

Defendant.

Defendant has filed a motion for continuance. The Court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the defendant in a speedy trial. Based on the foregoing, it is therefore

ORDERED that defendant's motion is granted. The following deadlines shall apply:

Applications for <i>writs of habeas corpus ad testificandum</i>	February 23, 2010
Other motions	March 2, 2010
Responses to motions due	Within five days after motion is filed
Subpoenas for trial	March 2, 2010
Plea agreement or petition to plead and statement of factual basis	March 2, 2010
Notify court of status of case	March 2, 2010
Motions in limine	March 9, 2010
Proposed jury instructions due	March 9, 2010
Proposed voir dire	March 9, 2010

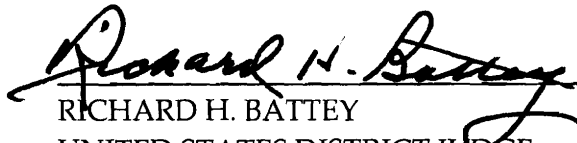
Exhibit/witness lists	Thursday noon prior to trial date
Jury trial	Tuesday, March 16, 2010, at 9 a.m.

The period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense must commence. 18 U.S.C. § 3161(h)(7)(A).

All other provisions of the Court's standing order remain in effect unless specifically changed herein.

Dated February 3, 2010.

BY THE COURT:


RICHARD H. BATTEY
UNITED STATES DISTRICT JUDGE